IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.PADMANABHAN NAIR

THURSDAY, THE 15TH NOVEMBER 2007 / 24TH KARTHIKA 1929

WP(C).No. 31995 of 2007(H)

PETITIONERS:
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1. **ZAINABA, W/O.LATE MAJEED,**
   ZEREENE BUNGALOW, EDAPPALLY, ERNAKULAM.

2. **WAHIDA, W/O.LATE JALEEL MAJEED,**
   ZEREENE BUNGALOW, EDAPPALLY, ERNAKULAM.

3. **MUHAMMAD WASIM JALEEL MAJEED,**
   S/O.JALEEL MAJEED, ZEREENE BUNGALOW,
   EDAPPALLY, ERNAKULAM.

4. **MUHAMMAD NAIS, S/O.DR.ALIKOYA,**
   ZEREENE BUNGALOW, EDAPPALLY, ERNAKULAM.

5. **AMINA SHAHANAZ, D/O.DR.ALIKOYA,**
   ZEREENE BUNGALOW, EDAPPALLY, ERNAKULAM.

6. **RAKIAZ, D/O.DR.ALIKOYA,**
   ZEREENE BUNGALOW, EDAPPALLY, ERNAKULAM.

7. **JABIN, W/O.ANSAR.K.K.,**
   ZEREENE BUNGALOW, EDAPPALLY, ERNAKULAM.

8. **MUHAMMAD SALI MAJEED,**
   ZEREENE BUNGALOW, EDAPPALLY, ERNAKULAM,
   REPRESENTED BY HIS POWER OF ATTORNEY HOLDER
   JABIN.

9. **FATHIMA MUTHOOL JUBARIA,**
   ZEREENE BUNGALOW, EDAPPALLY, ERNAKULAM,
   REPRESENTED BY HER POWER OF ATTORNEY HOLDER
   JABIN.

BY ADV. SRI.S.SHANAVAS KHAN

RESPONDENTS:
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1. **THE STATE OF KERALA, REPRESENTED BY THE CHIEF SECRETARY, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.**

2. **THE DISTRICT COLLECTOR, ERNAKULAM.**

3. **THE SPECIAL TAHSILDAR (LA), N.H KAKKANAD, ERNAKULAM.**

R1 TO R3 BY GOVERNMENT PLEADER SRI.BASANT BALAJI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 15/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONERS EXHIBITS:

EXT.P1: COPY OF THE SALE DEED NO.2851 OF EDAPPALLY SUB REGISTRY IN THE YEAR 1981 DATED 7/5/1981.

EXT.P2: COPY OF THE RELINQUISHMENT DEED NO.3424 OF 1984 DATED 29/9/1984 OD EDAPPALLY SUB REGISTRY.

EXT.P3: COPY OF THE POWER OF ATTORNEY EXECUTED BY 8TH PETITIONER IN FAVOUR OF 7TH PETITIONER.

EXT.P4: COPY OF THE POWER OF ATTORNEY EXECUTED BY THE 9TH PETITIONER IN FAVOUR OF THE 7TH PETITIONER.

EXT.P5: COPY OF THE NOTICE DATED 30.11.2006 UNDER SECTION 9(3) OF THE KERALA LAND ACQUISITION ACT, 1984.

EXT.P6: COPY OF THE NOTICE DATED 20/2/2007 ISSUED BY 3RD RESPONDENT.

EXT.P7: COPY OF THE NOTICE DATED 23/10/2007 SERVED ON 24/10/2007.

EXT.P8: COPY OF THE NOTICE SERVED TO THE SENIOR MANAGER, POPULAR MOTOR CORPORATION DATED 23/10/2007.

EXT.P9: COPY OF THE REPRESENTATION DATED 25/10/2007 TO THE DISTRICT COLLECTOR.

TRUE COPY

P.A TO JUDGE

K.PADMANABHAN NAIR,J

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W.P.(C).No.31995 of 2007

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Dated this the 15th day of November, 2007

JUDGMENT

Heard both sides.

The petitioners seeks some more time to complete the construction of another showroom and shift the articles kept in the showroom now acquired by the respondents. I am of the view that time till 31.12.2007 can be granted to the petitioners to vacate the premises and hand over the peaceful vacant possession of the same to the Land Acquisition Officer. In the result the writ petition is disposed of by granting time till 31.12.2007 to the petitioners to vacate the premises and hand over peaceful possession to the respondents.

K.PADMANABHAN NAIR, JUDGE

dvs